IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.Rev.Pet.No. 1429 of 2007()

CC.1015/2004 of ADDL. CHIEF JUDICIAL MAGISTRATE COURT, TRIVANDRUM

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REVN. PETITIONER: COMPLAINANT

T.KISHORE KUMAR, T.C.28/143, ATHANI
LANE, KAITHAMUKKU, THIRUVANANTHAPURAM.

BY ADV. SRI.J.HARIKUMAR
SRI.HARIKUMAR.S.

RESPONDENTS: ACCUSED AND STATE

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1. R.RADHAKRISHNAN NAIR, PROPRIETOR,
BABA GRAPHIC AND PRINTERS, NEAR PASSPORT OFFICE,
THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.BREEZE M.S.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1429 of 2007

Dated this the 4th day of April, 2007

O R D E R

Revision petitioner is the complainant in the proceedings initiated under Section 138 of the Negotiable Instruments Act. The same stands dismissed under Section 204(4) of the Code of Criminal Procedure.

2. It is submitted that in fact the petitioner had taken steps but omitted to be brought to the notice of the court below and the court below dismissed the complaint. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. The revision petitioner shall appear before the Additional Chief Judicial Magistrate Court on 26.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl